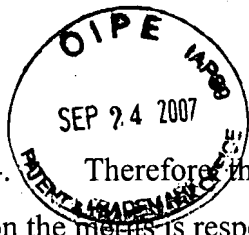


REMARKS

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5 1. The Office Action of August 24, 2007 is hereby acknowledged. The shortened
6 statutory period of one (1) month time period for response to this Office Action expires on
7 September 24, 2007. This Response to Restriction Requirement is being mailed by Express
8 Mail, Mail Label No. EM 146189067US addressed to Mail Stop Amendment, Commissioner for
9 Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on September 22, 2007. Therefore,
10 this Response is timely filed. In the event that the Commissioner for Patents should determine
11 that any extension of time is required for this Response to be timely filed and an appropriate fee
12 is due for that extension of time, then the Commissioner for Patents is hereby authorized to
13 charge Deposit Account Number 18-2222 for such appropriate fee.

14 2. The Applicants acknowledge with appreciation the Patent Examiner's detailed
15 analysis of the Application 10/710,710 and the restriction requirement. While the Applicants
16 believe that the inventions are not patentably distinct, in accordance with the requirement to elect
17 a group pursuant to the restriction requirement, the Applicants hereby make the following
18 elections. The Applicants hereby elect the group coenzymes in Claims 11 and 22 and elect the
19 group creatine analogs which can act as reversible or irreversible inhibitors of creatine kinase in
20 Claims 18, 19, 29 and 20. This election is made with traverse.

21 3. Accordingly, the restriction requirement has been complied with. The Applicants
22 however makes this election with traverse in that the Applicants believe that they are not
23 separate inventions.
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4. Therefore the restriction requirement has been complied with and an Office Action on the merits is respectfully solicited.

Respectfully submitted,

Date: Sept. 22, 2007

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I hereby certify that this correspondence
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Express Mail No. EM 146189067 US

THOMAS I. ROZSA
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Thomas I. Rozsa 9/22/07
Signature and Date

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